

6630. Adulteration of tomato pulp. U. S. * * * v. 500 Cases of Tomato Pulp. Default decree of condemnation, forfeiture, and destruction. (F & D. No. 8849. I. S. No. 8546-p. S. No. C-839.)

On March 14, 1918, the United States attorney for the Western District of Texas, acting upon a report by the Secretary of Agriculture, filed in the District Court of the United States for said district a libel for the seizure and condemnation of 500 cases of tomato pulp at Austin, Tex., alleging that the article had been shipped on or about October 5, 1917, by the Gibbs Preserving Co., Baltimore, Md., and transported from the State of Maryland into the State of Texas, charging adulteration in violation of the Food and Drugs Act. The article was labeled in part "Popular Brand Tomato Pulp. Made from pieces and trimmings of tomatoes."

Adulteration of the article was alleged in the libel for the reason that it consisted in part of a decomposed vegetable substance.

On July 16, 1918, no claimant having appeared for the property, judgment of condemnation and forfeiture was entered, and it was ordered by the court that the product should be destroyed by the United States marshal.

C. F. MARVIN, *Acting Secretary of Agriculture.*